

## Driver License Penalties - Administrative Actions

We suspend, revoke, cancel, or disqualify driving privileges for the following offenses. This chart shows the offense, the action length, whether a hearing or an administrative review is offered, the type of restricted license that can be issued (Occupational Restricted License ORL or Ignition Interlock License IIL), and the requirements for reinstatement.

| Suspension/Revocation  | Length  | Hearing/AR                                 | ORL/IIL | Reinstatement Requirements   |  |
|--|---|--|---------|--|--|
| <b>Administrative Per Se:</b><br>1ST ADM PER SE /0.02 BAC — minor 1st incident - breath/blood test 0.02 BAC or greater | 90 days   | Hearing<br>Hearing waived if IIL is issued | IIL     | \$75 reissue fee   |  |
|  | 2ND OR SUBSE >0.02 BAC — minor - 2 or more incidents - 0.02 BAC or greater              |  |         | 1 year or age 21, whichever is greater   | Proof of Financial Responsibility (SR-22) Insurance Certificate;<br>Knowledge and driving examinations;<br>\$150 reissue fee |
|  | 1ST PER SE/BLOOD-NO ACT — adult - 1st incident - blood test 0.10 BAC or greater         |  |         | Prob Lic - 5 years from date of issue  | None   |
|  | 1ST ADM PER SE-NO ACT — adult - 1st incident - breath test 0.10 BAC or greater          |  |         | Prob Lic - 5 years from date of issue  |  |
|  | 2ND ADM PER SE/BL — adult - 2 or more incidents - blood test 0.10 BAC or greater        |  |         | 2 years  | Proof of Financial Responsibility (SR-22) Insurance Certificate;<br>Knowledge and driving examinations;<br>\$150 reissue fee |
|  | 2ND ADM PER SE INCIDENT — adult 2 or more incidents - breath test 0.10 BAC or greater   |  |         | 2 years  | Proof of Financial Responsibility (SR-22) Insurance Certificate;<br>Knowledge and driving examinations;<br>\$150 reissue fee |
| <b>94 law effective 7/1/94</b>   | MINOR 1ST INCID/BL — minor 1st incident - blood test 0.02 BAC or greater                | 90 days                                    |         | Proof of Financial Responsibility (SR-22) Insurance Certificate;<br>\$150 reissue fee;                                       |  |
|  | MINOR =>.02-1ST OFNS — minor 1st incident - breath test 0.02 BAC or greater             | 90 days                                    |         | Note: If suspension effective on or after 1-1-99, may be eligible to apply for ODL   |  |
|  | MINOR-2ND/SUB-BLOOD — minor - 2 or more incidents - blood test 0.02 BAC or greater      | 1 year or age 21, whichever is greater     |         | Proof of Financial Responsibility (SR-22) Insurance Certificate;<br>Knowledge and driving examinations;<br>\$150 reissue fee |  |
|  | MINOR =>.02-2ND/SUB minor 2 or more incidents - breath test 0.02 BAC or greater         | 1 year or age 21, whichever is greater     |         |  |  |
|  | 1ST ADM PER SE/BLOOD-NO ACT — adult - 1st incident - blood test 0.10 BAC or greater     | Prob Lic - 5 years from date of issue      |         | None   |  |
|  | 1ST ADM PER SE-NO ACT — adult - 1st incident - breath test 0.10 BAC or greater          | Prob Lic - 5 years from date of issue      |         |  |  |
|  | 2ND ADM PER SE/BL — adult - 2 or more incidents - blood test 0.10 BAC or greater        | 2 years                                    |         | Proof of Financial Responsibility (SR-22) Insurance Certificate;<br>Knowledge and driving examinations;<br>\$150 reissue fee |  |
|  | 2ND ADM PER SE INCIDENT — adult - 2 or more incidents - breath test 0.10 BAC or greater | 2 years                                    |         | Proof of Financial Responsibility (SR-22) Insurance Certificate;<br>\$150 reissue fee  |  |
|  | MINOR 1ST INCID/BL — minor 1st incident - blood test 0.02 BAC or greater                | 90 days                                    |         | Proof of Financial Responsibility (SR-22) Insurance Certificate;<br>Knowledge and driving examinations;<br>\$150 reissue fee |  |
|  | MINOR =>.02-1ST OFNS — minor 1st incident - breath test 0.02 BAC or greater             | 90 days                                    |         |  |  |
| <b>95 law effective 9/1/95</b>   | MINOR-2ND/SUB-BLOOD — minor - 2 or more incidents - blood test 0.02 BAC or greater      | 1 year or age 21, whichever is greater     |         | Proof of Financial Responsibility (SR-22) Insurance Certificate;<br>Knowledge and driving examinations;<br>\$150 reissue fee |  |
|  | MINOR =>.02-2ND/SUB minor 2 or more incidents - breath test 0.02 BAC or greater         | 1 year or age 21, whichever is greater     |         |  |  |
|  | 1ST ADM PER SE/BLOOD-NO ACT — adult - 1st incident - blood test 0.10 BAC or greater     | Prob Lic - 5 years from date of issue      |         | None   |  |
|  | 1ST ADM PER SE-NO ACT — adult - 1st incident - breath test 0.10 BAC or greater          | Prob Lic - 5 years from date of issue      |         |  |  |
|  | 2ND ADM PER SE/BL — adult - 2 or more incidents - blood test 0.10 BAC or greater        | 2 years                                    |         | Proof of Financial Responsibility (SR-22) Insurance Certificate;<br>Knowledge and driving examinations;<br>\$150 reissue fee |  |
|  | 2ND ADM PER SE INCIDENT — adult - 2 or more incidents - breath test 0.10 BAC or greater | 2 years                                    |         | Proof of Financial Responsibility (SR-22) Insurance Certificate;<br>\$150 reissue fee  |  |
|  | MINOR 1ST INCID/BL — minor 1st incident - blood test 0.02 BAC or greater                | 90 days                                    |         | Proof of Financial Responsibility (SR-22) Insurance Certificate;<br>Knowledge and driving examinations;<br>\$150 reissue fee |  |
|  | MINOR =>.02-1ST OFNS — minor 1st incident - breath test 0.02 BAC or greater             | 90 days                                    |         |  |  |
| <b>98 law effective 1/1/99</b>   | MINOR-2ND/SUB-BLOOD — minor - 2 or more incidents - blood test 0.02 BAC or greater      | 1 year or age 21, whichever is greater     |         | Proof of Financial Responsibility (SR-22) Insurance Certificate;<br>Knowledge and driving examinations;<br>\$150 reissue fee |  |
|  | MINOR =>.02-2ND/SUB — minor - 2 or more incidents - breath test 0.02 BAC or greater     | 1 year or age 21, whichever is greater     |         |  |  |
|  | ADM PER SE/BL-1ST — adult - 1st incident - blood test 0.08 BAC or greater               | 90 days                                    |         | Proof of Financial Responsibility (SR-22) Insurance Certificate;<br>\$150 reissue fee  |  |
|  | ADM PER SE/1ST — adult - 1st incident - breath test 0.08 BAC or greater                 | 90 days                                    |         |  |  |
|  | ADM PER SE/BL-2ND/SUB — adult - 2 or more incidents-blood test 0.08 BAC or greater      | 2 years                                    |         | Proof of Financial Responsibility (SR-22) Insurance Certificate;<br>Knowledge and driving examinations;<br>\$150 reissue fee |  |
|  | ADM PER SE-2ND/SUB — adult - 2 or more incidents- breath test 0.08 BAC or greater       | 2 years                                    |         |  |  |

|                         | Suspension/Revocation  | Length  | Hearing/AR                                 | ORL/IIL | Reinstatement Requirements  |
|-------------------------|--|---|--|---------|---|
| Pre 94 law              | <b>Breath/Blood Refusal:</b><br>REFUSE TEST — 1st refusal to take breath or blood test   | 1 year  | Hearing<br>Hearing waived if IIL is issued | IIL     | Proof of Financial Responsibility (SR-22) Insurance Certificate;<br>Knowledge and driving examinations;<br>\$150 reissue fee  |
|                         | REFUSE TEST — 2 or more refusals to take breath or blood test  | 2 years   |  |         |   |
| 94 law effective 7/1/94 | 1ST REFUS BREATH/BLOOD TST — minor - 1st incident  | 1 year  |  |         |   |
|                         | 2ND/SUBSE REF BREATH/BLOOD — minor - 2 or more incidents   | 2 years or until age 21, whichever is greater                             |  |         |   |
|                         | REFUS BREATH/BLOOD TEST — adult - 1st incident   | 1 year  |  |         |   |
|                         | 2ND/SUBSE-REF BAC TEST— adult - 2 or more incidents  | 1 year  |  |         |   |
| 95 law effective 9/1/95 | 1ST REFUS BREATH/BLOOD TST — minor - 1st incident  | 1 year  |  |         |   |
|                         | 2ND/SUBSE REF BREATH/BLOOD — minor - 2 or more incidents   | 2 years or until age 21, whichever is greater                             |  |         |   |
|                         | REFUS BREATH/BLOOD TEST — adult - 1st incident   | 1 year  |  |         |   |
|                         | 2ND/SUBSE-REF BAC TEST— adult - 2 or more incidents  | 2 years   |  |         |   |
|                         | <b>Administrative Action:</b><br>Failure to submit alcohol report  | Variable  | None                                       | No      | Alcohol/drug assessment   |
|                         | Alcohol/drug certificate received showing:<br>Alco cond/chem dependency  |   | Hearing                                    |         | Treatment report showing satisfactory compliance with program   |
|                         | Failure to comply trm pgm - not complying with treatment program   |   | None                                       |         | Treatment report showing in compliance  |
|                         | <b>Continuing Offenses &amp; Interest of Safety:</b><br>4 traffic violations in 12 month period<br>5 traffic violations in 24 month period   | 1 year probation  | Hearing                                    | No      | None  |
|                         | Violation of probation on continuing offenses (Conditional Status)   | 30 to 364 days  |  | ORL     | Proof of Financial Responsibility (SR-22) Insurance Certificate;<br>\$75 reissue fee;<br>1 year probation   |
|                         | 6 violations in 12 month period  | 60 days   |  |         |   |
|                         | Habitual Traffic Offender - 20 moving traffic violations in 5 years, with 4 occurring within 365 days, or any combination of 3 violations in 5 years which require mandatory suspension or revocation (1 conviction must be within the previous 12 months) | 7 years   | Hearing                                    | No      | Proof of Financial Responsibility (SR-22) Insurance Certificate;<br>Knowledge and driving examinations;<br>\$75 reissue fee;<br>Alcohol assessment/treatment report if one of the violations was for DUI or Physical Control<br>There is a provision for early reinstatement after 4 years, providing there have been no driving incidents within 2 years. If early reinstatement is denied, a hearing can be requested to contest the Department's decision. |
|                         | <b>Fraud:</b><br>Aiding & abetting unlawful application<br>Altered license<br>Display another license or ID<br>Fictitious driver license or ID<br>Fraudulent application<br>Loaning driver license to another  | 30 to 364 days  | Hearing                                    | No      | \$75 reissue fee  |
|                         | License Manufacturing  | 364 days  |  |         |   |
|                         | Violation Court Probation — violated mandatory terms of court probation following conviction for Driving Under Influence or Physical Control.  | 30 days - or extend the suspension/ revocation for the conviction 30 days | Admin. review                              | No      | \$75 reissue fee  |
|                         | Violation of Restriction(s) — violated the restriction(s) on the driver's license  | 120 days  | Hearing                                    | No      | Knowledge and driving examinations;<br>Proof of Financial Responsibility (SR-22) Insurance Certificate;<br>\$75 reissue fee   |
|                         | License Not Surrendered — failed to surrender driver's license as required under the DUI laws  | 1 year  | Admin. review                              | No      | Proof of Financial Responsibility (SR-22) Insurance Certificate;<br>Knowledge and driving examinations;<br>\$75 reissue fee   |

| Suspension/Revocation   | Length   | Hearing/AR                       | ORL/IIL | Reinstatement Requirements   |   |
|---|--|----------------------------------|---------|--|---|
| <b>Financial Responsibility Law:</b><br>VEHICLE COLLISION/FR — Driver/owner<br>Insurance information not provided - reasonable possibility of a judgment being entered against the driver/owner   | Variable   | Hearing                          | ORL     | Provide one of the following:<br>- Enter into a payment agreement<br>- Proof of insurance at time of collision<br>- Pay claim and submit release<br>- Deposit security (amount based on damages/injuries)<br>- Proof of Financial Responsibility (SR-22) Insurance Certificate for deposit only<br>- Provide civil court decision showing you are not liable<br>- Affidavit of non-suit (3 years from accident)<br>\$75 reissue fee (only if complying after effective date of susp) |   |
| DEFAULT ON AGREE TO PAY — defaulted on agreement to pay for damages/injuries as result of vehicle collision   |  | Admin. review                    | ORL     | Provide one of the following:<br>- Pay claim and submit release<br>- Deposit security (amount based on damages/injuries)<br>- Provide civil court decision showing you are not liable<br>- Enter into a payment agreement<br>\$75 reissue fee (only if complying after effective date of susp)   |   |
| JUDGMENT — Due to a collision or theft of a motor vehicle. Can be for any amount  |  |                                  |         | Abstract of Judgment from civil court showing judgement is being/has been satisfied (paid in full, payment agreement, etc.)  |   |
| DEFAULT ON AGREE TO PAY (Judgment) — defaulted on agreement to pay a civil court judgment for a collision or theft of a motor vehicle   |  |                                  |         | Proof of Financial Responsibility (SR-22) Insurance Certificate; (only if complying after effective date of suspension)<br>\$75 reissue fee (only if complying after effective date of susp)   |   |
| No Functioning Ignition Interlock Device  |  | Duration of 3 year filing period | No      | No   | Provide proof of installation by a company doing business in Washington   |
| Canceled Insurance — insurance company canceled insurance certificate   |  |                                  |         |  | Proof of Financial Responsibility (SR-22) Insurance Certificate   |
| FTA/Unpaid Ticket — failure to comply, respond, pay a traffic infraction/criminal traffic in court.   |  | Variable                         | None    | No   | ORL<br>Contact court holding citation for resolution<br>\$75 reissue fee<br>\$150 reissue fee if charge is DUI/Physical Control or was amended from these charges |
| Child Support Enforcement — failure to meet child support obligations   | Contact DSHS to make arrangements to meet child support obligations 1-800-457-6202<br>\$75 reissue fee |                                  |         |  |   |
| <b>Medical/Vision &amp; Driving Examinations:</b><br>Fail to submit med — failed to submit medical certificate<br>Fail to submit vision cert — failed to submit vision certificate<br>Failed exam — failed to take a reexamination of the driving abilities |  |                                  |         | Submit medical/visual certificate showing condition within licensing standards<br><br>Complete required examinations   |   |

| Cancellation   | Length             | Hearing/AR    | ORL/IIL | Reinstatement Requirements   |
|--|--------------------|---------------|---------|--|
| Medical — medical condition not within licensing standards<br>Vision below standards — vision not within licensing standards                               | Variable           | Hearing       | No      | Submit medical/visual certificate showing condition within licensing standards |
| Fraudulent application — applied for license, permit, or identocard giving false information   |                    | Hearing       |         | Not eligible for reinstatement/licensing on the fraudulent record              |
| Driver license issued when applicant suspended/ revoked in another state (applicant may have concealed or knowingly made a false statement in application) | Variable           | None          |         | Satisfy requirements in other licensing state                                  |
| Social Security — not verified with SSA  | Variable           | Hearing       |         | SSA verification or signed Declaration   |
| Intermediate driver license — qualifying violation within 6 months prior to issuance   | Variable to age 18 | Admin. review |         | Reapply;<br>Knowledge and driving examinations                                 |

| CDL Disqualifications  | Length  | Hearing/AR    | ORL/IIL | Reinstatement Requirements   |
|--|---|---------------|---------|--|
| Breath test 0.04 & above<br>Refuse test  | 1st incident<br>- one year (unless Hazardous Materials involved<br>- then three years)<br>2nd/subsequent incident(s) - lifetime | Hearing       | No      | Commercial knowledge and driving examinations;<br>\$20 requalification fee   |
| Serious traffic offense:<br>2 violations in 3 years<br>3 violations in 3 years                         | 60 days<br>120 days   | Admin. review |         | \$20 requalification fee   |
| Out-of-Service Orders — convicted of driving in violation of an out-of-service order                   | 90 days - 5 years   | Admin. review |         | Commercial knowledge and driving examinations, except when disqualification is less than 1 year<br>\$20 requalification fee  |
| DOT drug test (RCW 46.25.125):<br>1st disqualification<br>2nd disqualification<br>3rd disqualification | Variable  | Hearing       |         | Assessment and proof of education or treatment by a substance abuse professional<br>\$150 requalification fee<br>CDL is disqualified for life for a 3rd positive test/refusal within 5 years |
| Imminent hazard  | Variable  | Admin. review |         | \$20 requalification fee   |

| CDL Suspension/Revocation   | Length   | Hearing/AR | ORL/IIL | Reinstatement Requirements   |
|---|--|------------|---------|--|
| 1ST REFUS BREATH/BLOOD TST — minor - 1st incident                                   | Variable   | None       | No      | Proof of Financial Responsibility (SR-22) Insurance Certificate;<br>Knowledge and driving examinations;<br>\$150 reissue fee |
| 2ND/SUBSE REF BREATH/BLOOD — minor - 2 or more incidents                            |  |            |         |  |
| REFUS BREATH/BLOOD TEST — adult - 1st incident                                      |  |            |         |  |
| 2ND/SUBSE-REF BAC TEST— adult - 2 or more incidents                                 |  |            |         |  |
| MINOR 1ST INCID/BL — minor 1st incident - blood test 0.02 BAC or greater            |  |            |         | Proof of Financial Responsibility (SR-22) Insurance Certificate;<br>\$150 reissue fee  |
| MINOR =>.02-1ST OFNS — minor 1st incident - breath test 0.02 BAC or greater         |  |            |         |  |
| MINOR-2ND/SUB-BLOOD — minor - 2 or more incidents - blood test 0.02 BAC or greater  |  |            |         | Proof of Financial Responsibility (SR-22) Insurance Certificate;<br>Knowledge and driving examinations;<br>\$150 reissue fee |
| MINOR =>.02-2ND/SUB — minor - 2 or more incidents - breath test 0.02 BAC or greater |  |            |         |  |
| ADM PER SE/BL-1ST — adult - 1st incident - blood test 0.08 BAC or greater           |  |            |         |  |
| ADM PER SE/1ST — adult - 1st incident - breath test 0.08 BAC or greater             |  |            |         | Proof of Financial Responsibility (SR-22) Insurance Certificate;<br>\$150 reissue fee  |
| ADM PER SE/BL-2ND/SUB — adult - 2 or more incidents-blood test 0.08 BAC or greater  |  |            |         |  |
| ADM PER SE-2ND/SUB — adult - 2 or more incidents- breath test 0.08 BAC or greater   | Proof of Financial Responsibility (SR-22) Insurance Certificate;<br>Knowledge and driving examinations;<br>\$150 reissue fee |            |         |  |

effective 7/1/05

| CDL Disqualification  | Length   | Hearing/AR   | ORL/IIL     | Reinstatement Requirements                    |
|---|----------|--------------|-------------|---|
| <b>Effective 6/7/06 the following CDL Disqualifications take effect whether the offense occurs in a personal or a commercial vehicle:</b> |          |              |             |   |
| 1ST ADMIN PER SE — Any refusal of breath/ blood, being in physical control or driving under the influence - minor or adult                | 1 year   | for PDL only | on PDL only | Commercial knowledge and driving examinations |
| 1ST ADMIN PER SE with prior RCW 46.25.090(1) disqualification   | lifetime |              |             | N/A   |
| 2ND ADMIN PER SE — Any refusal of breath/ blood, being in physical control or driving under the influence - minor or adult                |          |              |             |   |

effective 6/7/06